

STATE OF SOUTH CAROLINA

(Caption of Case)

Revisions to Articles 3 and 4 of the
Commission's Regulations

BEFORE THE
PUBLIC SERVICE COMMISSION
OF SOUTH CAROLINA

COVER SHEET

DOCKET
NUMBER: 2007 - 19 - EG

(Please type or print)

Submitted by: Randolph R. Lowell, Esquire

Address: Willoughby & Hoefer, P.A.

930 Richland Street

Columbia, SC 29201

SC Bar Number: 16145

Telephone: 803-252-3300

Fax: 803-256-8062

Other:

Email: rlowell@willoughbyhoefer.com

NOTE: The cover sheet and information contained herein neither replaces nor supplements the filing and service of pleadings or other papers as required by law. This form is required for use by the Public Service Commission of South Carolina for the purpose of docketing and must be filled out completely.

DOCKETING INFORMATION (Check all that apply)

☐ Emergency Relief demanded in petition

☐ Request for item to be placed on Commission's Agenda
expeditiously

☐ Other:

INDUSTRY (Check one)	NATURE OF ACTION (Check all that apply)		
<input type="checkbox"/> Electric	<input type="checkbox"/> Affidavit	<input type="checkbox"/> Letter	<input type="checkbox"/> Request
<input checked="" type="checkbox"/> Electric/Gas	<input type="checkbox"/> Agreement	<input type="checkbox"/> Memorandum	<input type="checkbox"/> Request for Certification
<input type="checkbox"/> Electric/Telecommunications	<input type="checkbox"/> Answer	<input type="checkbox"/> Motion	<input type="checkbox"/> Request for Investigation
<input type="checkbox"/> Electric/Water	<input type="checkbox"/> Appellate Review	<input type="checkbox"/> Objection	<input type="checkbox"/> Resale Agreement
<input type="checkbox"/> Electric/Water/Telecom.	<input type="checkbox"/> Application	<input type="checkbox"/> Petition	<input type="checkbox"/> Resale Amendment
<input type="checkbox"/> Electric/Water/Sewer	<input type="checkbox"/> Brief	<input type="checkbox"/> Petition for Reconsideration	<input type="checkbox"/> Reservation Letter
<input type="checkbox"/> Gas	<input type="checkbox"/> Certificate	<input type="checkbox"/> Petition for Rulemaking	<input type="checkbox"/> Response
<input type="checkbox"/> Railroad	<input checked="" type="checkbox"/> Comments	<input type="checkbox"/> Petition for Rule to Show Cause	<input type="checkbox"/> Response to Discovery
<input type="checkbox"/> Sewer	<input type="checkbox"/> Complaint	<input type="checkbox"/> Petition to Intervene	<input type="checkbox"/> Return to Petition
<input type="checkbox"/> Telecommunications	<input type="checkbox"/> Consent Order	<input type="checkbox"/> Petition to Intervene Out of Time	<input type="checkbox"/> Stipulation
<input type="checkbox"/> Transportation	<input type="checkbox"/> Discovery	<input type="checkbox"/> Prefiled Testimony	<input type="checkbox"/> Subpoena
<input type="checkbox"/> Water	<input type="checkbox"/> Exhibit	<input type="checkbox"/> Promotion	<input type="checkbox"/> Tariff
<input type="checkbox"/> Water/Sewer	<input type="checkbox"/> Expedited Consideration	<input type="checkbox"/> Proposed Order	<input type="checkbox"/> Other: _____
<input type="checkbox"/> Administrative Matter	<input type="checkbox"/> Interconnection Agreement	<input type="checkbox"/> Protest	
<input type="checkbox"/> Other: _____	<input type="checkbox"/> Interconnection Amendment	<input type="checkbox"/> Publisher's Affidavit	
	<input type="checkbox"/> Late-Filed Exhibit	<input type="checkbox"/> Report	

Print Form

Reset Form

WILLOUGHBY & HOEFER, P.A.

ATTORNEYS & COUNSELORS AT LAW

930 RICHLAND STREET

P.O. BOX 8416

COLUMBIA, SOUTH CAROLINA 29202-8416

MITCHELL M. WILLOUGHBY
JOHN M.S. HOEFER
ELIZABETH ZECK*
RANDOLPH R. LOWELL
NOAH M. HICKS II**
BENJAMIN P. MUSTIAN
M. McMULLEN TAYLOR

*ALSO ADMITTED IN TX
**ALSO ADMITTED IN VA

AREA CODE 803
TELEPHONE 252-3300
TELECOPIER 256-8062

TRACEY C. GREEN
SPECIAL COUNSEL

August 16, 2007

VIA HAND DELIVERY AND
ELECTRONIC FILING

The Honorable Charles Terreni
Chief Clerk and Administrator
Public Service Commission of South Carolina
101 Executive Center Drive, Suite 100
Columbia, S.C. 29210

Re: Proposed revisions to Articles 3 and 4 of the Commission's regulations;
Docket No. 2007-19-EG

Dear Mr. Terreni:

Please allow this letter to serve as additional comments for South Carolina Electric & Gas Company (SCE&G) on the proposed revisions to Articles 3 and 4 of the Commission's regulations. On May 9, 2007, the Commission filed proposed regulation amendments for Articles 3 and 4. The public hearing on the proposed regulations was held on July 24, 2007, and the comment period was held open until August 16.

In addition to the comments previously made, SCE&G would like to make several comments regarding particular language clarifications. These additional comments are not meant to alter or change the meaning or substance of any of the following regulations. Rather, these are suggested alternatives to language and phrasing for the Commission's consideration.

In section 333.B, the clause "at least every two years or less" has two modifiers on the time to act – "at least" and "or less." It would be clearer to delete one modifier or the other, and SCE&G suggests deleting the words "at least."

In section 344, the Commission has proposed to adopt the suggestion of the electric utilities and the Office of Regulatory Staff to add "upon request of the customer" in the second sentence. In making this addition, the last clause of the original sentence should be deleted to

recognize and be consistent with the new language addition, as the old clause would be superfluous. With the change, the sentence should now read: "Such agents shall, upon request of a customer, produce proper identification and inform the customer of the purpose of necessary access to the occupied premises."

In section 391.B, should the Commission re-title section 315 as incidents (as opposed to accidents) in light of the proposed changes discussed by all parties at the hearing, then this cross-reference to the reportable "accidents" should be changed to reportable "incidents."

In section 448, the language references territory "assigned" by the Commission to the gas utility. However, unlike electric utilities who are "assigned" territory, gas utilities acquire their service rights through certification. Thus, SCE&G suggests that the Commission replace the term "assigned" with the term "certificated."

This comment letter hereby incorporates by reference all prior written correspondence and comments received by the Commission from SCE&G relating to this docket. SCE&G reserves the right to make any additional comments it deems appropriate and does not waive any additional comments or arguments related to any issue regarding the proposed regulations.

SCE&G sincerely appreciates the opportunity to comment and provide input in this process. Thank you for the time and consideration given this important process by the Commission and its staff.

If you have any questions, please do not hesitate to contact me.

Very truly yours,

WILLOUGHBY & HOEFER, P.A.



Randolph R. Lowell

cc: Jocelyn Boyd, Esquire
Shannon B. Hudson, Esquire
C. Lessie Hammonds, Esquire
Catherine D. Taylor, Esquire
K. Chad Burgess, Esquire
Catherine Heigel, Esquire
Richard L. Whitt, Esquire
Len S. Anthony, Esquire
James H. Jeffries, IV, Esquire
(all via U.S. Mail)

**THE E-FILED COPY OF THIS DOCUMENT IS AN EXACT DUPLICATE OF THIS
ORIGINAL SUBMITTED TO THE COMMISSION.**